



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

March 1, 2018

Ms. Erin Higginbotham
Counsel for City of West Lake Hills
Bojorquez Law Firm PLLC
12325 Hymeadow Drive, Suite 2-100
Austin, Texas 78750

OR2018-04785

Re: Request for all files and reports regarding the Police Reports of criminal vandalism at named addresses and any and all notes reflecting the District Attorney's decision not to prosecute; Case Nos. 17-01329 and 17-01352 including also the personal notes of investigating officers

Dear Ms. Higginbotham:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 704525.

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim the information marked as "552.108" may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. Upon review of your arguments and the information, we conclude you may withhold some of the information marked as "552.108" under section 552.108(a)(1). However, you must release a detailed description of the offense from report number 17-01329 as basic information pursuant to section 552.108(c). Also, you must withhold the marked motor vehicle record information under section 552.130 of the Government Code. Lastly, you must withhold the marked date(s) of birth pursuant to section 552.101 of the Government Code in conjunction with common-law privacy. *Paxton v. City of Dallas*, No. 03-13-00546-CV, 2015 WL 3394061, at *3 (Tex. App.—Austin May 22, 2015, pet. denied) (mem. op.). You must release the victim's age you marked in report number 17-01352.

For more information on the cited exception, please refer to the open government information on our website at <https://www.texasattorneygeneral.gov/og/memorulings>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor
(w/o enclosures)